the determination, suspend, or terminate, as appropriate, collection of assessments under the order, and suspend or terminate, as appropriate, activities under the order in an orderly manner as soon as possible.

(Pub. L. 106–387, §1(a) [title XII, §1211], Oct. 28, 2000, 114 Stat. 1549, 1549A–96.)

#### § 7811. Rules of construction

#### (a) Termination or suspension not an order

The termination or suspension of an order, or a provision of an order, shall not be considered an order under the meaning of this chapter.

## (b) Rights

This chapter—

- (1) may not be construed to provide for control of production or otherwise limit the right of individual Hass avocado growers, handlers and importers to produce, handle, or import Hass avocados; and
- (2) shall be construed to treat all persons producing, handling, and importing Hass avocados fairly and to implement any order in an equitable manner.

### (c) Other programs

Nothing in this chapter may be construed to preempt or supersede any other program relating to Hass avocado promotion, research, industry information, and consumer information organized and operated under the laws of the United States or of a State.

(Pub. L. 106–387, 1(a) [title XII, 1212], Oct. 28, 2000, 114 Stat. 1549, 1549A–96.)

#### § 7812. Regulations

The Secretary may issue such regulations as are necessary to carry out this chapter and the powers vested in the Secretary by this chapter, including regulations relating to the assessment of late payment charges and interest.

(Pub. L. 106–387, 1(a) [title XII, 1213], Oct. 28, 2000, 114 Stat. 1549, 1549A–97.)

## § 7813. Authorization of appropriations

## (a) In general

There are authorized to be appropriated for each fiscal year such sums as are necessary to carry out this chapter.

### (b) Administrative expenses

Funds appropriated under subsection (a) of this section may not be used for the payment of the expenses or expenditures of the Board in administering a provision of an order.

(Pub. L. 106–387, 1(a) [title XII, 1214], Oct. 28, 2000, 114 Stat. 1549, 1549A–97.)

## CHAPTER 106—COMMODITY PROGRAMS

Sec. 7901.

Definitions.

SUBCHAPTER I—DIRECT PAYMENTS AND COUNTER-CYCLICAL PAYMENTS

7911. Establishment of base acres and payment acres for a farm.

(a) Election by owner of base acres calculation method. Sec.

- (b) Single election; time for election.
- (c) Effect of failure to make election.
- (d) Application of election to all covered commodities.
- (e) Treatment of conservation reserve contract acreage.
- (f) Payment acres.
- (g) Prevention of excess base acres.
- (h) Permanent reduction in base acres.

7912. Establishment of payment yield.

- (a) Establishment and purpose.
- (b) Use of farm program payment yield.
- (c) Farms without farm program payment yield.
- (d) Payment yields for oilseeds.
- (e) Opportunity to partially update yields used to determine countercyclical payments.

7913. Availability of direct payments.

- (a) Payment required.
- (b) Payment rate.
- (c) Payment amount.
- (d) Time for payment.
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  - (a) Payment required.
  - (b) Effective price.
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  - (d) Payment rate.
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- 7915. Producer agreement required as condition of provision of direct payments and countercyclical payments.
  - (a) Compliance with certain requirements.
  - (b) Transfer or change of interest in farm.
  - (c) Acreage reports.
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7916. Planting flexibility.

- (a) Permitted crops.
- (b) Limitations regarding certain commodities.
- (c) Exceptions.
- (d) Special rule for 2002 crop year.
- 7917. Relation to remaining payment authority under production flexibility contracts.
  - (a) Termination of superseded payment authority.
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- 7918. Period of effectiveness.

# SUBCHAPTER II—MARKETING ASSISTANCE LOANS AND LOAN DEFICIENCY PAYMENTS

- 7931. Availability of nonrecourse marketing assistance loans for loan commodities.
  - (a) Nonrecourse loans available.
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- 7932. Loan rates for nonrecourse marketing assistance loans.
  - (a) 2002 and 2003 crop years.
    - (b) 2004 through 2007 crop years.
    - (c) Single county loan rate for other oilseeds.
    - (d) Quality grades for dry peas, lentils, and small chickpeas.

7933. Term of loans.

- (a) Term of loan.
- (b) Extensions prohibited.

7934. Repayment of loans.

(a) General rule.